

Date Mailed  
July 18, 2003

BEFORE THE

PUBLIC SERVICE COMMISSION OF WISCONSIN

Complaint of Town of Palmyra Against Village of Palmyra

9300-SS-100

**ORDER DENYING PETITION TO OPEN A DOCKET**

On June 25, 2002, the Town of Palmyra filed a complaint with the Public Service Commission of Wisconsin (PSCW) pursuant to the provisions of Wis. Stat. § 66.0821(5) regarding alleged unreasonable rates, rules and practices of the Village of Palmyra's (Village) application of Storm Water charges to the Town of Palmyra's land located within the Village. PSCW staff conducted an investigation of the complaint. After staff's investigation, further action on the complaint was suspended pending attempted resolution by the parties. No agreement having been reached, the Town of Palmyra on May 8, 2003, requested the PSCW proceed with the complaint.

The Commission, having considered the above information at its Open Meeting on July 10, 2003, determined that there did not appear to be sufficient cause for the complaint. The Commission is satisfied that the Village's Storm Water practice and procedures, including the review process, were reasonable under the circumstances.

The request by the Town of Palmyra to open a docket and hold a hearing is therefore denied.

Dated at Madison, Wisconsin, \_\_\_\_\_

By the Commission:

\_\_\_\_\_  
Lynda L. Dorr  
Secretary to the Commission

LLD:JJP:pr:g:\order\pending\9300-SS-100 Final  
See attached Notice of Appeal Rights

Notice of Appeal Rights

Notice is hereby given that a person aggrieved by the foregoing decision has the right to file a petition for judicial review as provided in Wis. Stat. § 227.53. The petition must be filed within 30 days after the date of mailing of this decision. That date is shown on the first page. If there is no date on the first page, the date of mailing is shown immediately above the signature line. The Public Service Commission of Wisconsin must be named as respondent in the petition for judicial review.

Notice is further given that, if the foregoing decision is an order following a proceeding which is a contested case as defined in Wis. Stat. § 227.01(3), a person aggrieved by the order has the further right to file one petition for rehearing as provided in Wis. Stat. § 227.49. The petition must be filed within 20 days of the date of mailing of this decision.

If this decision is an order after rehearing, a person aggrieved who wishes to appeal must seek judicial review rather than rehearing. A second petition for rehearing is not an option.

This general notice is for the purpose of ensuring compliance with Wis. Stat. § 227.48(2), and does not constitute a conclusion or admission that any particular party or person is necessarily aggrieved or that any particular decision or order is final or judicially reviewable.

Revised 9/28/98